

WF-1602
(2)
(1)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR
(CHHATTISGARH)

442/2004 ✓

WRIT PETITION NO.

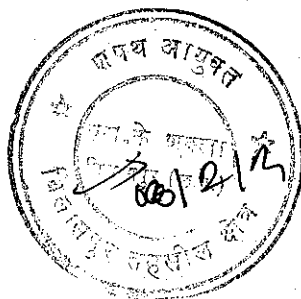
PETITIONER

Dr. K.P. Vishwakarma, son of Late Gauri Shankar Vishwakarma, aged about 46 years, Medical officer, C.H.C. Dhaurpur, Block Surguja, distt. Surguja (Chhattisgarh)

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through :
The Secretary, health and Medical Services, D.K.S Bhawan, Raipur (Chhattisgarh)
2. State of Madhya Pradesh, through :
The Secretary, Department of General Administration (State Reorganization Cell), Ministry Satpura Bhawan, Bhopal (Madhya Pradesh)
3. Union of India, through : The Secretary, Karmik Lokshikayat Tatha Pension Mantralay, Karmik Aur Prashikshan Vibhag, New Delhi.
4. The Director, Health and Medical Services, Raipur (Chhattisgarh)
- The Chief Medical and health Officer, District Hospital, Ambikapur, District Surguja (CG)



RECEIVED COPY
9-2-04
Clerk to A. G. Bilaspur

Received Copy
Shri Jadar
08-02-04
Clerk to Shri

VINAY HARIT
Senior Central Government Standing Counsel
CHHATTISGARH HIGH COURT

WRIT PETITION UNDER ARTICLES 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF AN
APPROPRIATE WRIT IN THE NATURE OF MANDAMUS /
CERTIORARI ETC. OR DIRECTION / ORDER IN THE LIKE
NATURE ETC.

(37)

आदेश पत्रक

मामला क्रमांक WP.NP.N.P. 104 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>2-5-2005</u> On a mention being made, the matter is taken up for hearing. Ms. Kiran Verma, counsel for the petitioner. Mr. Sanjay S. Agrawal, Govt. Advocate for the State/respondents No.1, 4 and 5. Heard both the counsel. The petitioner, who is working as Medical Officer, Community Health Centre, Dhaurpur, Block Surguja, has preferred this writ petition being aggrieved by the in-action on the part of respondents for not relieving him to join his duties in the State of M.P. in pursuance of the allocation of his services to the State of M.P. It is admitted position that the petitioner, who is working as Medical Officer, Community Health Centre Dhaurpur, Block Surguja, his services have been allocated to the State of M.P. on 29-10-2002. The petitioner is not being relieved to join his duties at the new place. Similarly situated five doctors were directed to be relieved from the State of Chhattisgarh vide order dated 17-12-2003. Learned counsel for the petitioner submitted that there is no reason why respondents are not relieving the petitioner.	

आदेश पत्रक

मामला क्रमांक W.P.-442- सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	Learned counsel for the respondents submitted that there is paucity of the doctors and on account of that the petitioner is not being relieved. Two and half years have been passed since passing of allocation order. Other doctors have already been relieved, therefore, action of the respondents cannot be said to be justified. In the result, the writ petition is allowed. The respondents are directed to relieve the petitioner in order to enable him to join his duties in the State of M.P. In view of this order, M.(W.)P. No.374/2004 stands disposed of. Parties are entitled for certified copy of this order.	Sd/- L.C.BHADOO Judge

(पीछे देखिये)